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PATENT
450100-04650

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Dietrich Falk et al. Notice of Allowance
Serial No. : 10/616,246 Dated: 06/15/2005
Confirmation No. 9499
Filed : July 9, 2003
For : MONITORING SYSTEM AND MONITORING METHOD
Examiner : Daryl C. Pope
Art Unit : 2632

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New York, New York 10151

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Issue Fee, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on August 15, 2005

William S. Frommer, Reg. No. 25,506

Name of Applicant, Assignee or Registered Representative



Signature

August 15, 2005

Date of Signature

RESPONSE TO EXAMINER'S STATEMENT OF REASONS FOR ALLOWANCE

Mail Stop Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450


Sir:

This is in response to the Examiner's Statement of Reasons for Allowance, which accompanied the Notice of Allowance mailed June 15, 2005. To the extent the Examiner's Statement of Reasons for Allowance states, implies or is construed to mean that the claims are allowable over the prior art of record because the Examiner believes the claims should be

interpreted to include one or more features or limitations not recited therein, Applicants' attorney disagrees with such an interpretation. Moreover, it is Applicants' contention that there is no particular limitation in the allowed claims that is more critical than any other. The issuance of the Examiner's Statement of Reasons for Allowance should not be construed as a surrender by Applicants of any subject matter. It is the intent of Applicants, by their attorney, to construe the allowed claims so as to cover the invention disclosed in the instant application and all equivalents to which the claimed invention is entitled.

Respectfully submitted,

FROMMER LAWRENCE & HAUG LLP
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